

Prepared & Submitted By:

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Chapter 11 Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re

NATIONAL SCHOOL FITNESS
FOUNDATION,

Debtor.

R. KIMBALL MOSIER, Chapter 11
Trustee of National School Fitness
Foundation,

Plaintiff,

-VS-

DALE P. HOLT,

Defendant.

Bankruptcy No. 04-28808 JAB

[Chapter 11]

Adv. Pro. No. 05-2116

ORDER GRANTING TRUSTEE'S MOTION FOR PROTECTIVE ORDER

The Motion of R. Kimball Mosier, Chapter 11 Trustee (the "Trustee") for a Protective Order (the "Motion") came on for hearing before the Honorable Judith A. Boulden, on Thursday, April 20, 2006 at 3:00 p.m. George B. Hofmann appeared on behalf of the Trustee. James E. Magleby appeared on behalf of Dale P. Holt ("Holt"). The Court having considered the Motion and the memoranda filed by the Trustee in support of the Motion and the memorandum filed by Holt in opposition to the Motion, having heard the statements of counsel at the hearing on the Motion, and having made findings of fact and conclusions of law on the record at the hearing on the Motion, it is hereby

ORDERED, that the Motion is granted; and it is further

ORDERED, that pursuant to Fed. R. Civ. P. 26, made applicable in this proceeding by Fed. R. Bankr. P. 7026, the "Notice of 30(b)(6) Deposition of Plaintiff" issued by Holt is hereby quashed.

— END OF ORDER —

ATTORNEY'S CERTIFICATE

In accordance with Rule 9021-1(b), Local Rules of Practice of the United States Bankruptcy Court for the District of Utah, I, George B. Hofmann, attorney for the trustee, hereby certify that on the 27th day of April, 2006, I served the foregoing proposed Order Granting Trustee's Motion for Protective Order, upon the following parties in interest, by depositing copies thereof in the United States mail, postage prepaid, addressed as follows:

James E. Magleby
Sharee O. Moser
Magleby & Greenwood, P.C.
170 South Main Street, Suite 350
Salt Lake City, UT 84101

Peter Kuhn
Office of the U.S. Trustee
Ken Garff Building
405 South Main St., Suite 300
Salt Lake City, UT 84111

By Electronic Service to the Following:

Office of the United States Trustee
USTPRegion19.sk.ecf@usdoj.gov

/s/ George B. Hofmann
George B. Hofmann